

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION  
of the 108<sup>th</sup> Congress <sup>1</sup>**

[Date approved: March 18, 2004]<sup>2</sup>

**Bill No. and sponsor:** H.R. 1976 (Ms. Kaptur)

**Proponent name, location:** Perstorp Polyols, Inc.  
Toledo, OH

**Other bills on product (108<sup>th</sup> Congress only):** None.

**Nature of bill:** Temporary duty suspension through December 31, 2006.

**Retroactive effect:** None.

**Suggested article description(s) for enactment (including appropriate HTS subheading(s)):**

Trimethylolpropane diallyl ether (CAS No. 682-09-7) (provided for in subheading 2909.49.60)

**Check one:** ☐ Same as that in bill as introduced  
☒ Different from that in bill as introduced (explain differences in Technical  
comments section)

**Product information, including uses/applications and source(s) of imports:**

The subject product is used as a component of molded polyesters and polyester coatings. It is imported from Perstorp AB (Sweden).

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<sup>1</sup> Industry analyst preparing report: Rob Randall (202-205-3366); Tariff Affairs contact: Dave Beck (202-205-2603).

<sup>2</sup> Access to an electronic copy of this memorandum is available at <http://www.usitc.gov/billrpts.htm> Access to a paper copy is available at the Commission's Law Library (202-205-3287) or at the Commission's Main Library (202-205-2630).

**Estimated effect on customs revenue:**

HTS subheading: <u>2909.49.60</u>					
	2004	2005	2006	2007	2008
Col. 1-General rate of duty (AVE) <u>1/</u>	5.5%	5.5%	5.5%	5.5%	5.5%
Estimated value <i>dutiable</i> imports	\$1,440,000	\$1,512,000	\$1,620,000	\$1,728,000	\$1,800,000
Customs revenue loss	\$79,200	\$83,160	\$89,100	\$95,040	\$99,000

1/ The AVE is the ad valorem equivalent of a specific or compound duty rate expressed as a percent, using the most recent import data available.

Source of estimated dutiable import data: Industry estimates.

**Contacts with domestic firms/organizations (including the proponent):**

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
		(Yes/No)		
Perstorp Polyols, Inc. (Proponent) Jeff Jones, (419) 729-5448	1/30/2004	No	No	No
Bayer Corp., Polyurethanes Div. Marketing Mgr., FAX (248) 475-7701	2/18/2004	No	No	No
Carbomer, Inc. Marketing Mgr., FAX (508) 898-0432	2/18/2004	No	No	No
Harvin Reaction Technology, Inc. Marketing Mgr., FAX (336) 294-0897	2/18/2004	No	No	No
Ruco Polymers Marketing Mgr., FAX (516) 931-8197	2/18/2004	No	No	No
Solvay Interlox Marketing Mgr., FAX (713) 524-9032	2/18/2004	No	No	No
Total Specialty Chemicals, Inc. Marketing Mgr., FAX (203) 966-1505	2/18/2004	No	No	No
Vopak USA Inc. Marketing Mgr., FAX (425) 889-4100	2/18/2004	No	No	No

**Technical comments:**<sup>3</sup> The Chapter 99 provision given in the proposed article description in the bill expired on January 1, 2004. The HTS subheading should instead be “2909.49.60”.

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<sup>3</sup> The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

108TH CONGRESS  
1ST SESSION

# H. R. 1976

To suspend temporarily the duty on TMPDE.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 6, 2003

Ms. KAPTUR introduced the following bill; which was referred to the  
Committee on Ways and Means

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## A BILL

To suspend temporarily the duty on TMPDE.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

### 3 **SECTION 1. TMPDE.**

4 (a) IN GENERAL.—Subchapter II of chapter 99 of  
5 the Harmonized Tariff Schedule of the United States is  
6 amended by inserting in numerical sequence the following  
7 new heading:

“	9902.07.10	Trimethylolprop- ane, dlallyl ether (CAS No. 682- 09-7) (provided for in subheading 9902.32.58) .....	Free	Free	No change	On or before 12/31/2006	”.
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8 (b) EFFECTIVE DATE.—The amendment made by  
9 subsection (a) applies with respect to goods entered, or

- 1 withdrawn from warehouse for consumption, on or after
- 2 the 15th day after the date of the enactment of this Act.

